

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

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THOMAS A. IANNACE :  
Petitioner, : Civil No. 03-5973 (JBS)  
v. :  
GRACE ROGERS, et al. :  
Respondents : **ORDER**  
**CLOSED**

For the reasons expressed in the Opinion filed herewith,  
IT IS on this **21st** day of **December**, 2005,  
ORDERED that the Petition for a Writ of habeas Corpus  
pursuant to 28 U.S.C. § 2254 is DISMISSED as untimely. See 28  
U.S.C. § 2244 9d) (1) (A); and it is further  
ORDERED that no certificate of appealability shall issue  
under 28 U.S.C. § 2253(c); and it is finally  
ORDERED that the Clerk shall serve copies of this Order and  
Opinion by regular mail on all parties, and shall close the file  
in this matter.

s/ Jerome B. Simandle  
**JEROME B. SIMANDLE**  
**UNITED STATES DISTRICT JUDGE**

**DATED December 21, 2005**